IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Olson	Art Unit: 2173
Application No.: 09/873,163	
Filed: 6/2/2001	Examiner: Roswell, Michael
Title: SYSTEM FOR INITIATING COMMUNICATION BETWEEN A USER INTERFACE AND A VISION PROCESSOR	
Attorney Docket No.: 119/0083 Client Case no.: C01-010	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL DECLARATION UNDER 37 CFR 1.131 SHOWING PRIOR INVENTION – SWEARING BACK OF REFERENCE

Dear Sir:

     I, Steven Webster, an inventor of the subject matter claimed in the above-identified application, hereby depose and say the following statements and facts of which I have particular knowledge and information, that:

1.   The first piece of attached evidence, showing an image of a screen display printout of the source control system data file, establishes invention of the claimed subject matter on or before at least October 6, 2000. As shown in the highlighted line of the image, the comment recites "Add Link function", which was performed on October 6, 2000, at 5:59:06 AM. This link function corresponds to the link function as claimed by Applicant. The "link function" was thus added to source code and to the overall program at least on or before October 6, 2000. Accordingly, the link function was conceived and reduced to practice by being added to the code, on or before October 6, 2000.
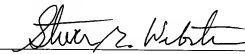
2.   The supplemental attached evidence, which is a copy of the Release Notes from January 31, 2001, describes the functionality of certain features that have been reduced to practice. These Release Notes describe the "link function, as permitting a user to "jump" between spreadsheets of systems on the network. This is analogous to the link function for establishing communication between the distinct VPs (i.e. systems) on the network, as claimed by Applicant. Furthermore, the Release Notes state that upon execution of the link function, at least one machine vision task is performed, as claimed in claims 1, 20, 26 and 30.

3.   The Guha reference is relied upon for performing a task upon execution of the link function as claimed in claims 1, 20, 26 and 30. The Guha reference has an effective date of February 9, 2011. However, the facts indicate that Applicant's link function was conceived and reduced to practice at least by October 6, 2000, or at the latest on or before January 31, 2001, which are both before the effective date of the Guha reference (February 9, 2001). The source

control system data file clearly shows that the link function was added on October 6, 2000, clearly establishing at least conception of the link function prior to the effective date of Guha. Applicant has also established reduction to practice by October 6, 2000, because the function was added to the source code on that date, and not merely an abstract idea. As further supported by the Release Notes of January 31, 2001, the link function permits a user to "jump" between spreadsheets and control functions "upon execution." Given that the Release Notes describe the features available with the system, these functions are clearly reduced to practice. These elements, which are now claimed in claim 1, and upon which the Guha reference is relied for teaching, were clearly reduced to practice before the effective date of Guha. Accordingly, the link function as claimed by Applicant was conceived and reduced to practice before the effective date of the Guha reference. Applicant thus swears behind the Guha reference, and therefore establishes prior invention of the subject matter claimed.

4.   I further hereby say that the above statements and facts made of my own knowledge, are true, and that all statements made on information and belief are believed to be true, and that I understand that willful false statements or the like are punishable by fine or imprisonment, or both, under 18 USC 1001, and may jeopardize the validity of this application or ay patent issuing therefrom.

Signed this __11__ day of __April__, __2011__.

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[Steven Webster]

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